IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE ELEVENTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION No. 4760 of 2005

Between:

1 T. Venkat Reddy, S/o. Konda Reddy,
R/o. Bhairavunipadu Vill, Macherla Mandal, Guntur District.
2 P. Seenu Mukkanti, S/o. P. Nagulu,
R/o. Bhairavunipadu Vill, Macherla Mandal, Guntur District.
3 Ch. Hanimi Reddy, S/o. Lachi Reddy,
R/o. Bhairavunipadu Vill, Macherla Mandal, Guntur District.
4 G. RAMAKRISHNA, S/O. LAKSHMAIAH,
R/o. Bhairavunipadu Vill, Macherla Mandal, Guntur District.
5 G. GOVINDARAJU, S/O. RAMAIAH,
R/o. Bhairavunipadu Vill, Macherla Mandal, Guntur District.
6 J. LAKSHMAIAH, S/O. VENKAIAH,
R/o. Bhairavunipadu Vill, Macherla Mandal, Guntur District.
7 P. GURAVAIAH, S/O. ANAJAIAH,
R/o. Bhairavunipadu Vill, Macherla Mandal, Guntur District.
8 K. Venkateshwarlu, S/o. Acchaiah,
R/o. Bhairavunipadu Vill, Macherla Mandal, Guntur District.
9 Jinkala Anjaiah, S/o. Siddaiah,
R/o. Bhairavunipadu Vill, Macherla Mandal, Guntur District.

..... PETITIONERS

AND

The Dy. General Manager, (H.R), Power Grid Corporation of India Lt.,
M.C.H. Complex, R.P. Road, Secunderabad-500 003.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to Issue any order, direction or writ more particularly one in the nature of Writ of Mandamus directing the respondent herein to consider the cases of petitioners for appointment to any suitable posts by extending the benefit of employment to the displaced persons whose lands were acquired by the Government for the purpose of power projects/Major Projects whose lands were acquired for the said purpose by taking into consideration the letter Ref. No. SRTS-1; HRM: IR: 05, dt. 3.1.2005 of the Respondent herein and to pass such other order or further

orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

Counsel for the Petitioner: MR.S.JAGADISH

Counsel for the Respondent: MR.M.SREERAMULU REDDY

The Court at the stage of admission made the following:

ORDER:

The petitioners filed this writ petition, seeking a direction to the respondent to consider their case for appointment to any suitable post by extending the benefit of employment to the displaced persons whose lands were acquired by the Government for the purpose of construction of Power projects/major projects, under the control of the respondent Corporation.

The learned counsel for the petitioner contended that the lands of the petitioners were acquired for the purpose of construction of 400/220 KVA Sub-station at Tallapalli village, Guntur District, and therefore, they come under displaced persons under the respondent Corporation. Hence the case of the petitioners can be considered as per the existing scheme.

On the other hand, the learned Counsel for the respondent vehemently contended that the lands of the petitioners were not acquired for the purpose of construction of Power Grid Corporation, but the same were acquired for the purpose of construction of 400/220 KVA Sub-station, and the petitioners will not come under the scheme framed by the respondent Corporation, and therefore, the question of considering the case of the petitioners for employment does not arise.

The petitioners gave a representation to the respondent Corporation on 10.01.2005 stating that the Government had taken a policy decision to give job opportunities to the depending unemployed persons in the family, whose agricultural lands were acquired and therefore, their case may be considered.

The lands of the petitioners were acquired for the purpose of construction of 400/220 KVA Sub-station at Tallapalli village, which, according to the version of petitioners, is under the control of the respondent Corporation. But, according to the version of the learned counsel for the respondent, the same were acquired not for any other

purpose of Respondent Corporation, and therefore, the question of considering the case of the petitioners, as displaced persons of the lands, cannot be entertained.

The said sub-station is only for the purpose of Respondent Corporation. Whether any scheme is formulated for the purpose of providing employment to the displaced persons, the same has to be considered by the respondent as per the scheme framed or, the other rules for the purpose of providing employment to the displaced persons like the present petitioners. So the representation of the petitioners has to be considered by the respondent herein, as to whether the petitioners are come within the purview of the scheme or not. Therefore, a direction can be given to the respondent to consider the case of the petitioners within a period of 4 (four) weeks from the date of receipt of a copy of this order, as per the scheme, or rules framed there under, for the above said purpose.

With the above observations, the Writ Petition is disposed of. No order as to costs.

Dated: 11.03.2005

Dsr

ASSISTANT REGISTRAR

To:

1. The Deputy General Manager (H.R.)

Power Grid Corporation of India Limited,

M.C.H.Complex, R.P.Road,

Secunderabad

2. Two CD copies

*Form-NIC-OGS/WP{**JGK**}*